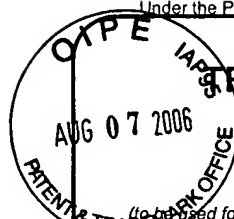


A.F/IFU

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
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TRANSMITTAL  
FORM

(to be marked for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/663,241
Filing Date	September 16, 2003
First Named Inventor	Pal Maliga, et al.
Art Unit	1638
Examiner Name	Anne R. Kubelik
Attorney Docket Number	1594-RUT.04-035

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks In the event that a fee is required in connection with this submission and not enclosed, the Commissioner is authorized to charge such fee to the account of the undersigned attorneys, Account No. 04-1406. A duplicate copy of this sheet is enclosed.		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Dann, Dorfman, Herrell & Skillman, Customer No. 000110		
Signature			
Printed name	Kathleen D. Rigaut, Ph.D., J.D.		
Date	August 4, 2006	Reg. No.	43,047

## CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Janice M. Nightlinger	Date	August 4, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**EXPEDITED PROCESSING REQUESTED:  
RESPONSE AFTER FINAL**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of	)	Examiner: Anne R. Kubelik
	)	
Pal Maliga	)	Group Art Unit: 1638
	)	
Serial No. 10/663,241	)	
	)	
Filed: September 16, 2003	)	
	)	
For: "Plastid Promoters for	)	
Transgene Expression in	)	
the Plastids of Higher	)	
Plants"	)	

**AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER**  
**37 C.F.R. §1.116**

**Introductory Comments**

In response to the Official Action dated May 4, 2006, please amend the above-identified patent application as follows: